



AF
BIBW

PTO/SB/21 (09-08)

Approved for use through 10/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/565,735
	Filing Date	June 14, 2006
	First Named Inventor	Christian HUMMEL
	Art Unit	3773
	Examiner Name	J. R. Ou
Total Number of Pages in This Submission	Attorney Docket Number	50151

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	Remarks The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-2220. [X] Any additional excess claim fees under 37 C.F.R. § 1.16. [X] Any additional patent application processing fees under 37 C.F.R. § 1.17.	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Postcard Receipt	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Roylance, Abrams, Berdo & Goodman, L.L.P.	
Signature		
Printed name	Mark S. Bicks	
Date	February 4, 2009	Reg. No. 28,770

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name		Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

50151



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	PATENT
Christian HUMMEL et al.	:	
Serial No.: 10/565,735	:	Art Unit: 3773
Filed: June 14, 2006	:	Examiner: J. R. Ou
For: METHOD AND DEVICE FOR THE	:	
ENDOSCOPIC APPLICATION OF	:	
SELF-CLOSING MEDICAL CLIPS	:	

RESPONSE

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the December 15, 2008 final Office Action, reconsideration of the above-identified application is requested in view of the following comments.

Claims 11-28 are pending in the application, with claims 11, 14 and 23 being independent.

Rejections under 35 U.S.C. §102 and §103

Claim 11 covers a method for endoscopic application of self-closing medical clips comprising the steps of placing a distal end of a catheter tube 1 in a body of a living being to be treated, arranging at least one self-closing clip 3 with relatively movable legs 5 in the catheter tube adjacent the distal end by an operator located on a proximal end of the catheter tube,